IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.

Summons for Judgment No.315 of 2005
in
Summary suit No.1799 of 2004

Kirit A.Desai ..Plaintiff

vs.

Hetali Estate & Properties
Pvt.Ltd. and ors. ..Defendants

Mr.B.H.Vyas for plaintiff
Mr.J.D'Silva for defendant.

CORAM: S.J.VAZIFDAR J.
21st NOVEMBER, 2005

P.C.

. The suit is filed to recover the amount of cheques dishonoured by the defendants.

. Prior to the issue of cheques certain agreements were entered into by which the defendants had agreed to pay to the plaintiff certain amounts. The payments of these amounts were reduced and rescheduled as recorded in certain writings. The plaintiff also had certain claims against the defendant for compensation.

. Ultimately a full and final settlement was arrived at by which the defendant was required to pay the amount of Rs.4,50,641/- as per writing Exh.E-1 to the plaint. The said writing refers

to 3 cheques aggregating to the said amount as due by the defendants to the plaintiff. The said cheques were presented but dishonoured.

. There is no defence to the suit. Summons for judgment is made absolute and the suit is decreed as prayed. Refund as per rules.